

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

George Hayes and Justin Hayes

SUMMONS IN A CIVIL ACTION

V.

City of New York, Richard Turk, Wellington Feliz,
Lori Pollock, Kevin Smith, et al.

CASE NUMBER: 07 CV 6387 (PKC)

TO: (Name and address of Defendant)

Lieutenant Wellington Feliz
c/o NYPD 26th Precinct
520 West 126th Street
New York, N.Y. 10027

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Leventhal & Klein, LLP
45 Main Street, Suite 230
Brooklyn, NY 11201

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

DEC 14 2007

DATE

(By) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	February 7, 2008 at 5:45pm
NAME OF SERVER (PRINT) Michael Harris	TITLE	Process Server
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <div style="float: right; text-align: right;"> c/o NYPD 26th Precinct 520 West 126th St. New York, NY 10027 </div>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input checked="" type="checkbox"/> Other (specify): served upon Sgt. Powers, co-worker of the defendant. M, W, BLK/GR, 50, 5'10, 185		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>February 8, 2008</u> Signature of Server <u>Michael Harris - 1077447</u></p> <p style="text-align: center;">Date</p> <p style="text-align: center;"><u>214 West 140th Street NY, NY 10030</u></p> <p style="text-align: center;">Address of Server</p>		

MOHAMMAD M. ALI M. J.

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.